

The Gazette of India

EXTRAORDINARY
PUBLISHED BY AUTHORITY

NEW DELHI, SATURDAY, APRIL 17, 1948

GOVERNMENT OF INDIA
MINISTRY OF LAW
(Reforms)
NOTIFICATION

New Delhi, the 17th April, 1948

No. S.O.8.—The following Order made by the Governor-General is published for general information:—

THE FEDERAL COURT (AMENDMENT) ORDER, 1948.

In exercise of the powers conferred by sections 200 and 201 of the Government of India Act, 1935, and of all other powers enabling him in that behalf, the Governor-General is pleased to make the following Order:—

1. (1) This Order may be cited as the Federal Court (Amendment) Order, 1948.

(2) It shall come into force at once

2. In sub-paragraph (1) of paragraph 2 of the Government of India (Federal Court) Order, 1937 (hereinafter referred to as "the principal Order"),—

(a) the definition of "Chartered High Court" shall be omitted;

(b) in the definition of "service for pension" for the word "India" the words "the sub-continent of India" shall be substituted, and

(c) in the definition of "vacation" the words "in his discretion" shall be omitted

3. Paragraph 4 of the principal Order shall be omitted.

4. In clause (b) of paragraph 7 of the principal Order for the word "India", the words "the sub-continent of India" shall be substituted.

5. In paragraphs 10, 21 and 22 of the principal Order, the words "exercising his individual judgment" shall be omitted.

6 Sub-paragraph (2) of paragraph 11 of the principal Order shall be omitted.

7. In sub-paragraph (2) of paragraph 12 and in paragraph 19 of the principal Order, for the words "Secretary of State" the word "Governor-General" shall be substituted.

8. In paragraph 14 of the principal Order, for the words "one or more of the Chartered High Courts other than those at Calcutta and Nagpur" the words "the Madras High Court" shall be substituted.

9. In paragraph 20 of the principal Order, for the words "persons appointed by the Secretary of State" the words "members of the Indian Civil Service" shall be substituted.

10. In paragraph 23 of the principal Order, for the words from "an officer of" to the words "Crown in India and" the words "a member of the Indian Civil Service" shall be substituted.

11. In paragraph 24 of the principal Order, the proviso shall be omitted.

12. In Part I of the First Schedule to the principal Order,—

- (a) in sub-paragraph (i) of paragraph 2, after the figures "1937", the words and figures "as in force on the 14th day of August, 1947", shall be inserted;
- (b) in sub-paragraph (i) of paragraph 2 and in paragraph 3, for the words "in any one or more of the Chartered High Courts other than those at Calcutta and Nagpur" the words "of the Madras High Court" shall be substituted; and
- (c) in paragraph 6, for the words "Chartered High Court" at both places where they occur, the words "High Court other than the Chief Court of Oudh" shall be substituted.

13. In paragraph 2 of Part II of the first Schedule to the principal Order, for the words "in one or more of the Chartered High Courts other than those at Calcutta and Nagpur" the words "of the Madras High Court" shall be substituted.

MOUNTBATTEN OF BURMA,

Governor-General.

K. V. K. SUNDARAM,

Secretary

MINISTRY OF LAW
(Reforms)

NOTIFICATION

New Delhi, the 17th April, 1948

No. S.O. 9.—The following Order made by the Governor-General is published for general information :—

**THE HIGH COURT JUDGES (AMENDMENT) ORDER,
1948.**

In the exercise of the powers conferred by sections 220 and 221 of the Government of India Act, 1935, and of all other powers enabling him in that behalf the Governor-General is pleased to make the following Order :—

1. (1) This Order may be cited as the High Court Judges (Amendment) Order, 1948.

(2) It shall come into force at once.

2. In sub-paragraph (1) of paragraph 2 of the Government of India (High Court Judges) Order, 1937 (hereinafter referred to as "the principal Order"),—

(a) the definition of "Chartered High Court" shall be omitted, and in lieu thereof the following definition shall be inserted, namely :—

"former Indian High Court" means the High Court at Rangoon, the High Court at Lahore, the Chief Court of Sind or the Judicial Commissioner's Court of the North-West Frontier Province;

(b) in the definition of "Chief Justice", the words "and a Judicial Commissioner" shall be omitted;

(c) in the definition of "additional Judge", for the words "to act as", the words "to be" shall be substituted;

(d) in the definition of "actual service", for the words "the High Court at Rangoon" at both places where they occur, the words "a former Indian High Court" shall be substituted.

(e) in the definition of "service for pension", for the word "India" the words "the sub-continent of India" shall be substituted.

3. In sub-paragraphs (2) and (3a) of paragraph 2 of the principal Order, for the words "the High Court at Rangoon" the words "a former Indian High Court" shall be substituted;

4. Paragraph 4 of the principal Order shall be omitted.

5. In paragraph 11 of the principal Order, for the word "India" the words "the sub-continent of India" shall be substituted.

6. In paragraph 13A of the principal Order, for the words "outside India" wherever they occur, the words "outside the sub-continent of India" shall be substituted.

7. In paragraph 15 of the principal Order, the words "exercising his individual judgment" shall be omitted.

8. In the second proviso to sub-paragraph (2) of paragraph 16 of the principal Order, for the words "the High Court at Rangoon" the words "a former Indian High Court" shall be substituted.

9. In sub-paragraph (2) of paragraph 17 of the principal Order, for the words "Secretary of State" the word "Governor-General" shall be substituted.

10. In paragraph 18 of the principal Order, for the words "Chartered High Court" wherever they occur, the words "High Court other than the Chief Court of Oudh" shall be substituted.

11. In paragraph 21 of the principal Order, for the words "Secretary of State" the word "Governor-General" shall be substituted.

12. In paragraph 22 of the principal Order, for the words "persons appointed by the Secretary of State" the words "members of the Indian Civil Service" shall be substituted.

13. In paragraph 24 of the principal Order, the words "exercising his individual judgment" shall be omitted.

14. In paragraph 25 of the principal Order, the words "in his individual judgment" shall be omitted.

15. In paragraph 26 of the principal Order, for the words from "an officer of" to the words "Crown in India and", the words "a member of the Indian Civil Service" shall be substituted.

16. In the First Schedule to the principal Order,—

- (a) in the entry relating to the High Court at Calcutta, for the figures "19" the figures "15" shall be substituted;
- (b) for the entry relating to the High Court at Lahore, the following entry shall be substituted, namely:—
 "The High Court of East Punjab.....7 ,, ";
- (c) the entries relating to the "Chief Court of Sind and the Court of the Judicial Commissioner of the North West Frontier Province" shall be omitted;
- (d) after the entry relating to the Chief Court of Oudh, the following entry shall be added, namely:—
 "The High Court of Assam.....4 ,, ".

17. For the Second Schedule to the principal Order, the following Schedule shall be substituted and shall be deemed to have been substituted with effect from the 15th August, 1947:—

"SECOND SCHEDULE

(Paragraph 5)

Salaries of Judges.

<i>Court</i>	<i>Salary per annum of</i>	
	<i>Chief Justice</i>	<i>other Judges</i>
	Rs.	Rs.
The High Court at Calcutta	72,000	48,000
The High Court at Madras, Bombay, Allahabad or Patna or the High Court of East Punjab	60,000	48,000
The High Court at Nagpur	50,000	40,000
The High Court of Assam	48,000	42,000
The Chief Court of Oudh	48,000	42,000

Note.—In this Schedule "Chief Justice" includes an acting Chief Justice, a Chief Judge and an acting Chief Judge."

18. In Part I of the Third Schedule to the principal Order,—

- (a) in paragraph 1, the word "Chartered" shall be omitted;
- (b) to paragraph 1, the following sub-paragraph shall be added, namely:—

"In this Part of this Schedule, the expression "High Court" does not include the Chief Court of Oudh";

(c) in paragraph 2, the word "Chartered" shall be omitted, and after the word "Nagpur" the words "or Assam" shall be inserted;

(d) for paragraph 5, the following paragraph shall be substituted, namely:—

"5: For the purpose of calculating additional pensions, service as a Judge shall be classified as follows:—

Grade I.—Service as Chief Justice in the High Court at Calcutta.

Grade II.—Service as Chief Justice in any High Court other than the Calcutta, Nagpur and Assam High Courts, or as Chief Justice or acting Chief Justice in the High Court at Rangoon or Lahore.

Grade III.—Service as Chief Justice in the Nagpur or Assam High Court.

Grade IV.—Service as a puisne Judge in any High Court other than the Nagpur or Assam High Court, or as a puisne Judge in the High Court at Rangoon or Lahore.

Grade V.—Service as a puisne Judge in the Nagpur or Assam High Court and any service in the Chief Court of Oudh.";

(e) in paragraph 8, the word "Chartered" wherever it occurs shall be omitted; and

(f) in paragraph 9, for the words "any Chartered High Court other than those at Calcutta and Nagpur" the words "the High Court at Madras" shall be substituted.

19. In Part II of the Third Schedule to the principal Order,—

(a) in paragraph 1, the word "Chartered" shall be omitted;

(b) to paragraph 1, the following sub-paragraph shall be added, namely:—

"In this part of this Schedule the expression "High Court" does not include the Chief Court of Oudh";

(c) in paragraph 3, the word "Chartered", wherever it occurs, shall be omitted, and for the words "that at Nagpur" the words "the Nagpur and Assam High Courts" shall be substituted; and

(d) in paragraph 4, after the words "High Courts" the words and brackets "(including the Chief Court of Oudh)" shall be inserted.

20. In the Fourth Schedule to the principal Order, for the words "Lahore, Patna or Nagpur", at both places where they occur, the words "Patna or Nagpur, or of the High Court of East Punjab or Assam" shall be substituted.

MOUNTBATTEN OF BURMA,

Governor-General.

K. V. K. SUNDARAM,

Secretary.

MINISTRY OF LAW

(Reforms)

NOTIFICATION

New Delhi, the 4th June 1948

No. S.O. 13.—The following Order made by the Governor-General is published for general information :—

THE BOMBAY (ENLARGEMENT OF AREA AND ALTERATION OF BOUNDARIES) ORDER, 1948.

WHEREAS by section 290 of the Government of India Act, 1935, as adapted by the India (Provisional Constitution) Order, 1947, it is provided that the Governor-General may, by order, increase the area, and alter the boundaries, of any Province and make such provisions as the Governor-General may deem necessary or proper for any supplementary, incidental or consequential matters;

AND WHEREAS it is expedient that certain areas outside the Dominion of India should be included therein and made part of the Province of Bombay;

AND WHEREAS in accordance with the provisions of the said section 290 the Governor-General has ascertained the views of the Government of the Province of Bombay both with respect to the proposal to make the order and with respect to the provisions to be inserted therein;

NOW, THEREFORE, in exercise of the powers conferred on him by the said section and of all other powers enabling him in that behalf, the Governor-General is pleased to make the following Order :—

1. (1) This Order may be cited as the Bombay (Enlargement of Area and Alteration of Boundaries) Order, 1948.

(2) It shall come into force on the tenth day of June, 1948.

2. The areas specified in the Schedule to this Order (hereinafter referred to as "the added areas") are hereby included in the territories of the Dominion of India.

3. The added areas shall form part of the Province of Bombay, and the boundaries of that Province shall be so altered as to comprise within them the added areas.

4. (1) The Governor of Bombay shall, by order notified in the Official Gazette, provide for the administration of the added areas as part of the Province, either by constituting all or any of them into one or more new districts of the Province,

or by making all or any of them part of one or more existing districts, or partly by one and partly by the other of the said methods, and make such further provision as appears to him to be necessary or expedient—

(a) for extending to the added areas any laws for the time being in force in the Province or any part thereof; and

(b) for removing difficulties arising in connection with the absorption of the added areas in the Province.

(2) Any order made under this Article may be made so as to be retrospective to any date not earlier than the date of the commencement of this Order.

(3) Any order made under this Article shall be subject to the same powers of repeal and amendment as laws of the Provincial Legislature.

(4) No order shall be made under this Article after the expiration of six months from the date of the commencement of this Order.

SCHEDULE

The areas comprised in the following Estates and Talukas of the Western India and Gujarat States region :—

Rewas Kantha Region

- | | |
|---------------|-------------|
| 1. Agar | 7. Shanor |
| 2. Chhalia | 8. Sihora |
| 3. Gad-Boriad | 9. Uchad |
| 4. Mandwa | 10. Umeta |
| 5. Naswadi | 11. Vajiria |
| 6. Palasni | |

Sankheda Mewas

- | | |
|------------------|---------------------|
| 12. Vora | 22. Rampura |
| 13. Alwa | 23. Pantalavdi |
| 14. Wasan Wirpur | 24. Nangam |
| 15. Wasen Sewada | 25. Chudeswar |
| 16. Chorangla | 26. Bihora |
| 17. Vanmala | 27. Bengan |
| 18. Bhilodia | 28. Nalia |
| 19. Sindhiapara | 29. Vadia-Virampura |
| 20. Jiral | 30. Dudhpur |
| 21. Kamsoli | |

Pandu Mewas

- | | |
|---------------|------------------------|
| 31. Anghad | 42. Varnol Mal |
| 32. Pandu | 43. Gotardi |
| 33. Mevli | 44. Moka-Paginu-Mauda. |
| 34. Dhari | 45. Moti Varnoli |
| 35. Raika | 46. Rajpur |
| 36. Dodka | 47. Jesar |
| 37. Gothda | 48. Amrapur |
| 38. Kanoda | 49. Jumkha |
| 39. Poloha | 50. Kasla-Paginu-Mauda |
| 40. Itwad | 51. Nani Varnoli |
| 41. Vakhtapur | 52. Nahara |

Bawas Kantha Region

- | | |
|---|--|
| 53. Adesar | 57. Thara |
| 54. Deodar (Waghela Himatsinhji) | 58. Varahl (Malek Shri Hussinya-varkhanji) |
| 55. Deodar (Waghela Viramsinhji Khanji) | 59. Varahl (Malek Shri Murid-khanji) |
| 56. Terwada | |

Kankrej Thana

- | | |
|----------------------|--------------------|
| 60. Sihori | 78. Zabadia |
| 61. Un | 79. Sadarpur |
| 62. Kevalpuri Thali | 80. Samau-Nana Vas |
| 63. Arnivada | 81. Samau Mota Vas |
| 64. Ranekpur | 82. Bukoli |
| 65. Indermana | 83. Raner |
| 66. Manpur | 84. Kamboi |
| 67. Thara Saduji Vas | 85. Ranawada |
| 68. Bhalgam | 86. Anganwada |
| 69. Khengarpur | 87. Akoli |
| 70. Runi | 88. Dugrasan |
| 71. Shirwada | 89. Ruppura |
| 72. Kharia | 90. Umri |
| 73. Madkol | 91. Balochpur |
| 74. Khimana | 92. Kakar |
| 75. Bhadramali | 93. Vada |
| 76. Dasana Vas | 94. Chemla |
| 77. Lunpur | 95. Dev Darbar |

Suigam Sub-Thana

- | | |
|--------------|-------------|
| 96. Suigam | 101. Asara |
| 97. Radosan | 102. Nesda |
| 98. Nalodar | 103. Golap |
| 99. Jalana | 104. Mamna |
| 100. Kanothi | 105. Koreti |

Dzodar Thana

106. Bhabhar Nava Vas	122. Vatam Juna Vas
107. Bhabhar Juna Vas	123. Vatam Nava Vas
108. Ujjanwada	124. Jalodha
109. Panvi	125. Dhankwada
110. Ganjesar	126. Duchakwada
111. Chatar	127. Niladar
112. Kaprupur	128. Golvi
113. Karele	129. Chibdha
114. Oghadpura	130. Mithi Paldi
115. Gagun	131. Chalwa
116. Mojru	132. Makdala
117. Surana	133. Porna
118. Delvada	134. Vesarda
119. Sanadar	135. Dhunsol
120. Malukpur	136. Vajapur
121. Kapdi Dev	137. Bhatvar

Santhalpur Thana

138. Dhokwada	153. Madhutra
139. Rajusara	154. Anternes (Jadeja)
140. Par	155. Anternes (Rahmas)
141. Bakutra	156. Garndi
142. Mora Pati	157. Adesar
143. Nanda Pati	158. Varnesari
144. Pipralia	159. Zazam
145. Sanva	160. Boru
146. Barala	161. Kilana
147. Vahuva	162. Dhrechana
148. Dhadalia Padar	163. Chalanda
149. Eval	164. Soneth
150. Jakhotra	165. Masali
151. Charanka	166. Limbuni
152. Chhanasara	167. Babra

Varahi Thana

168. Varahi	179. Inderva Juna Vas
169. Korda	180. Inderva Nava Vas
170. Gadha	181. Sadev
171. Unrot	182. Sidhada
172. Zandada	183. Chichodra
173. Jhekda	184. Thanvad
174. Koliwada	185. Lodra and Unnadi
175. Daisar	186. Saiyadpur
176. Daldi	187. Daigamda
177. Bamroli	188. Uchosan
178. Gokhantar	

Mahi Kantha Region

189. Bhalusna	200. Likhi
190. Bolundra	201. Magodi
191. Dabha	202. Palaj
192. Dadhalia	203. Prempur
193. Dadhrota	204. Ramas
194. Derol	205. Rupal
195. Gabad	206. Sathamba
196. Hadol	207. Satlasna
197. Hapa	208. Tajpuri
198. Kadoli	209. Vadagam
199. Khedwada	210. Vakhtapur

Gadhwa Thana

211. Mota Kothasna	217. Nedardi
212. Umbri	218. Ambavada
213. Nana Kothasna	219. Vinchhi
214. Timba	220. Chandap
215. Dedasan	221. Gazipur
216. The Thakor of Undnils estate in the Hadol Taluka.	222. Mohor

Katosan Thana

223. Maguna	228. Kasalpura
224. Deloli	229. Ranipura
225. Rampura	230. Memadpura
226. Tejpura	231. Ijpura (Jethajina)
227. Virsoda	232. Ijpura (Barotna)

MOUNTBATTEN OF BURMA,
Governor-General.

K. V. K. SUNDARAM,
Secretary.

MINISTRY OF LAW

(Reforms)

NOTIFICATION

New Delhi, the 8th June, 1948.

No. S. O. 14.—The following Order made by the Governor-General is published for general information:—

THE ORISSA HIGH COURT (AMENDMENT) ORDER, 1948

In exercise of the powers conferred by sub-section (1) of section 229 of the Government of India Act, 1935, the Governor-General is pleased to make the following Order:—

1. (1) This Order may be cited as the Orissa High Court (Amendment) Order, 1948.

(2) It shall come into force at once.

2. In clause (1) of Article 3 of the Orissa High Court Order, 1948, for the words "fifth day of July", the words "twenty-sixth day of July" shall be substituted.

MOUNTBATTEN OF BURMA,

Governor-General.

K. V. K. SUNDARAM,

Secretary.

**MINISTRY OF LAW
(Reforms)**

NOTIFICATION

New Delhi, the 15th June 1948.

No. S. O. 15.—The following Order made by the Governor-General is published for general information:—

**THE MADRAS PARTIALLY EXCLUDED AREA
(CESSER) ORDER, 1948**

In the exercise of the powers conferred by clause (b) of the proviso to section 91 of the Government of India Act, 1935, the Governor-General is pleased to make the following Order:—

1. This Order may be cited as the Madras Partially Excluded Area (Cesser) Order, 1948.

2. As from the first day of July, 1948, the area comprised in the villages specified below, which forms part of a partially excluded area in the West Godavari district of the Province of Madras, shall cease to be part of that area:—

A. Villages in Polavaram firka, the following:—

- | | |
|--------------------------|----------------------------------|
| 1. Gangole. | 12. Pattisam. |
| 2. Dondapudi. | 13. Gutala. |
| 3. Sagipadu. | 14. Tadipudi (Gutala part). |
| 4. Karakapadu. | 15. Tadipudi (Pattisam part). |
| 5. Mangiparthi Devipeta. | 16. Ragolapalli (Gutala part). |
| 6. Kannaparam. | 17. Ragolapalli (Pattisam part). |
| 7. Mahadevapuram. | 18. Pochavaram. |
| 8. Dippakayalapadu. | 19. Tupakulagudem. |
| 9. Venkatayipalem. | 20. Bayyavaram. |
| 10. Oherukumilli. | 21. Venkatapuram. |
| 11. Ballipadu. | 22. Suggonda. |

B. Villages in Zangareddigudem firka, the following:—

- | | |
|---------------------------------|-----------------------------|
| 1. Saripalli (Zamindari). | 6. Bayyangudem (Zamindari). |
| 2. Zangareddigudem (Zamindari). | 7. Akkampeta. |
| 3. Vedantapuram (Inam). | 8. Sreenivasapuram (Inam). |
| 4. Ramanujapuram (Inam). | 9. Pullopudi (Inam). |
| 5. Pampudi. | 10. Pattenapalem. |

C. Villages in Jeelugumilli firka, the following:—

1. Mysenagudem.
2. Peddipalli.
3. Taduvayi.
4. Matanagudem.
5. Ayyavari (Polavaram) (Inam).

MOUNTBATTEN OF BURMA,

Governor-General.

K. V. K. SUNDARAM,

Secretary.

